

5000

Rec'd PCT/PTO 05 MAR 2002

Attorney's Docket No. 09100.020

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Caroline CONNELLY et al.

Serial No.: 09/857,433 Group Art Unit: [Not Assigned]

Filed: June 4, 2001 Examiner: [Not Assigned]

For: HOMOCYSTEINE ASSAY

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 USC 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Commissioner for Patents for PCT
United States Patent and Trademark Office
Washington, DC 20231

ATTN: CHRISTINE S. WASHINGTON

Sir:

This is filed in response to the Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office (DO/EO/US) dated January 8, 2002 with the enclosed original executed declaration and power of attorney hereby completes the requirements for acceptance of the application under 35 USC 371. An assignment is being filed under separate cover.

No surcharge fee is due for this submission since the **30 month** date for this application is **10 October 2002**. Accordingly, it is believed that the Notification of Missing Requirements was inadvertently issued or issued early, and withdrawal or cancellation of the same is requested and/or cancellation of the surcharge fee is requested.

It is not believed that extensions of time or surcharge fees are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that any surcharges or extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including surcharge fees, extension fees, and/or fees for net addition of claims) is



Response to Notification of Missing Requirements

Serial No. 09/857,433

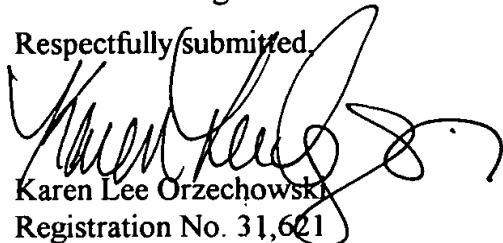
Filing Date: June 4, 2001

Page 2 of 2

hereby authorized to be charged to Deposit Account No. 50-0548 and notification of the undersigned is requested.

Should there be any questions, please contact the undersigned.

Respectfully submitted,



Karen Lee Orzechowski
Registration No. 31,621

Date: March 5, 2002

LINIAK, BERENATO, LONGACRE & WHITE
6550 Rock Spring Drive, Suite 240
Bethesda, MD 20817
Telephone: (301) 896-0600
Facsimile: (301) 896-0607

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office at Fax No. (703) 308-2742 on March 5, 2002.

Karen Lee Orzechowski

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner For Patents, Washington, DC 20231, on March 5, 2002.

Karen Lee Orzechowski



UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
JAN 14 2002

Commissioner for Patents, P.O. PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

| | | |
|------------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 09/857,433 | Caroline Connelly | 09100.020 |
| INTERNATIONAL APPLICATION NO | | PCT/GB01/01615 |
| IA. FILING DATE | | PRIORITY DATE |
| 04/10/2001 | | |
| CONFIRMATION NO. 3339 | | |
| 371 FORMALITIES LETTER | | |
| | | |
| OC000000007243222 | | |

Date Mailed: 01/08/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Preliminary Amendments
- Small Entity Statement

DOCKED

JAN 10 2002

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65 Late oath or declaration Surcharge.**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHRISTINE S WASHINGTON

Telephone: (703) 305-3752

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 09/857,433 | PCT/GB01/01615 | 09100.020 |